

AO 240 (Rev. 9/96)

United States District Court

Eastern

DISTRICT OF Massachusetts

Rolando Rodriguez

Plaintiff

V.

Lois Russo, Superintendent
DefendantAPPLICATION TO PROCEED
WITHOUT PREPAYMENT OF
FEES AND AFFIDAVIT

CASE NUMBER:

I, Rolando Rodriguez declare that I am the (check appropriate box)☒ petitioner/plaintiff/movant ☐ other

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 U.S.C. §1915 I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.

In support of this application, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated?: ☒ Yes ☐ No (If "No" go to Part 2)
If "Yes" state the place of your incarceration Souza Baranowski Correctional Center

Are you employed at the institution? Yes Do you receive any payment from the institution? Yes

Have the institution fill out the Certificate portion of this affidavit and attach a ledger sheet from the institution(s) of your incarceration showing at least the past six months' transactions.

2. Are you currently employed? ☒ Yes ☐ No
- a. If the answer is "Yes" state the amount of your take-home salary or wages and pay period and give the name and address of your employer.
S.B.C.C., P.O. Box 8000, Shirley, MA. 01464
- b. If the answer is "No" state the date of your last employment, the amount of your take-home salary or wages and pay period and the name and address of your last employer.

N/A

3. In the past twelve months have you received any money from any of the following sources?
- | | | |
|---|---|--|
| a. Business, profession or other self-employment | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| b. Rent payments, interest or dividends | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| c. Pensions, annuities or life insurance payments | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| d. Disability or workers compensation payments | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| e. Gifts or inheritances | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| f. Any other sources | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |

If the answer to any of the above is "yes" describe each source of money and state the amount received and what you expect you will continue to receive.

This form was electronically produced by Elite Federal Forms, Inc.

See printout attached.

AO 240 (Rev. 9/86)

4. Do you have any cash or checking or savings accounts? ☒ Yes ☐ No
If "yes" state the total amount. \$4.33 See printout
5. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or any other thing of value? ☐ Yes ☒ No
If "yes" describe the property and state its value.
6. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute to their support.

N/A

I declare under penalty of perjury that the above information is true and correct.

July 13,
June, 2005
DATE


SIGNATURE OF APPLICANT

NOTICE TO PRISONER: A Prisoner seeking to proceed IFP shall submit an affidavit stating all assets. In addition, a prisoner must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

**AFFIDAVIT OR DECLARATION
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS***

I, Rolando Rodriguez, am the petitioner in the above-entitled case. In support of my motion to proceed without being required to prepay fees, costs or give security therefor, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

I further swear that the responses I have made to the questions and instructions below relating to my ability to pay the cost of proceeding in this Court are true.

1. Are you presently employed? Yes X No
a. If the answer is yes, state the amount of your salary or wages per month and give the name and address of your employer.

b. If the answer is no, state the date of your last employment and the amount of salary or wages per month which you received.

2. Have you received within the past twelve months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, or other sources? Yes XX No

a. If the answer is yes, describe each source of income and state the amount received from each during the past twelve months.

See printout

3. Do you own any cash or have a checking or savings account? Yes X No
a. If the answer is yes, state the total value of the items owned.

See printout attached.

4. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing) Yes No XX

a. If the answer is yes, describe the property and state its approximate value.

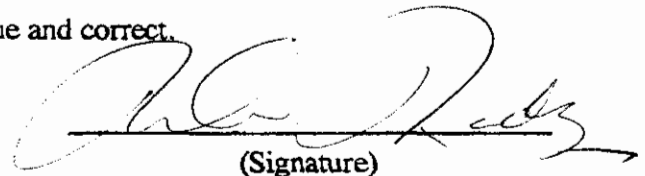
N/A

5. List the persons who are dependent upon you for support and state your relationship to those persons.

N/A

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 7/13, 19 2005


(Signature)

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF CORRECTION

Inmate Transaction Report

Date : 20050613 14:13

Page : 1

Commit# : W65630

SOUZA-BARANOWSKI CORRECTIONAL

Name : RODRIGUEZ, ROLANDO,

Statement From 20050101

Inst : SOUZA-BARANOWSKI CORRECTIONAL

To 20050613

Block : K2

Cell/Bed : 57 / A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
Total Transaction before this Period :						\$4,691.26	\$4,392.00	\$0.00	\$0.00
20050105 11:44	EX - External Disbursement	3930985	24095	SBCC	~SUB.-MAXIM	\$0.00	\$14.47	\$0.00	\$0.00
20050105 11:44	MA - Maintenance and Administration	3930986		SBCC	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050106 13:40	PY - Payroll	3943970		SBCC	~20041219 To 20041225	\$5.00	\$0.00	\$0.00	\$6.00
20050107 22:30	CN - Canteen	3952036		SBCC	~Canteen Date : 20050107	\$0.00	\$67.55	\$0.00	\$0.00
20050112 11:14	EX - External Disbursement	3965069	24236	SBCC	~PHONE BILL~NEYDA NEVAREZ	\$0.00	\$30.00	\$0.00	\$0.00
20050112 23:07	PY - Payroll	3975432		SBCC	~20041226 To 20050101	\$5.00	\$0.00	\$0.00	\$0.00
20050113 17:06	IS - Interest	3980091		SBCC		\$0.76	\$0.00	\$0.00	\$0.00
20050114 22:30	CN - Canteen	3999260		SBCC	~Canteen Date : 20050114	\$0.00	\$49.66	\$0.00	\$0.00
20050119 23:08	PY - Payroll	4019706		SBCC	~20050102 To 20050108	\$5.00	\$0.00	\$0.00	\$0.00
20050121 22:30	CN - Canteen	4028419		SBCC	~Canteen Date : 20050121	\$0.00	\$49.99	\$0.00	\$0.00
20050125 12:02	EX - External Disbursement	4033569	24374	SBCC	~PUZZLES FOR KIDS~THE UNITED STATES PLAYING CARDS CO.	\$0.00	\$11.75	\$0.00	\$0.00
20050126 11:03	EX - External Disbursement	4039648	24417	SBCC	~PHONE BILL~NEYDA NEVAREZ	\$0.00	\$40.00	\$0.00	\$0.00
20050126 23:04	PY - Payroll	4048724		SBCC	~20050109 To 20050115	\$5.00	\$0.00	\$0.00	\$0.00
20050128 22:30	CN - Canteen	4056520		SBCC	~Canteen Date : 20050128	\$0.00	\$27.59	\$0.00	\$0.00
20050202 23:07	PY - Payroll	4081659		SBCC	~20050116 To 20050122	\$5.00	\$0.00	\$0.00	\$0.00
20050204 22:30	CN - Canteen	4091382		SBCC	~Canteen Date : 20050204	\$0.00	\$18.00	\$0.00	\$0.00
20050209 12:57	IC - Transfer from Inmate to Club A/c	4106313		SBCC	~photos~PHOTO - Z13~PHOTO - Z13	\$0.00	\$7.50	\$0.00	\$0.00
20050209 16:46	IS - Interest	4109231		SBCC		\$0.44	\$0.00	\$0.00	\$0.00
20050209 23:07	PY - Payroll	4131784		SBCC	~20050123 To 20050129	\$5.00	\$0.00	\$0.00	\$0.00
20050216 23:09	PY - Payroll	4164551		SBCC	~20050130 To 20050205	\$5.00	\$0.00	\$0.00	\$0.00
20050218 22:30	CN - Canteen	4172986		SBCC	~Canteen Date : 20050218	\$0.00	\$14.13	\$0.00	\$0.00
20050223 23:10	PY - Payroll	4193497		SBCC	~20050206 To 20050212	\$5.00	\$0.00	\$0.00	\$0.00
20050225 22:30	CN - Canteen	4201300		SBCC	~Canteen Date : 20050225	\$0.00	\$8.79	\$0.00	\$0.00
20050302 23:06	PY - Payroll	4225147		SBCC	~20050213 To 20050219	\$7.50	\$0.00	\$0.00	\$0.00
20050304 22:30	CN - Canteen	4235109		SBCC	~Canteen Date : 20050304	\$0.00	\$4.85	\$0.00	\$0.00
20050307 10:10	ML - Mail	4237806		SBCC	~HIRAM MORALES	\$15.00	\$0.00	\$0.00	\$0.00
20050307 10:10	ML - Mail	4237813		SBCC	~EMILINA TORRES	\$100.00	\$0.00	\$0.00	\$0.00
20050307 10:10	MA - Maintenance and Administration	4237807		SBCC	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050307 11:15	EX - External Disbursement	4238746	24974	SBCC	~PHONE BILL~NEYDA NEVAREZ	\$0.00	\$50.00	\$0.00	\$0.00

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF CORRECTION
Inmate Transaction Report**

Date : 20050613 14:13

Page : 2

Commit# :	W65630	SOUZA-BARANOWSKI CORRECTIONAL	
Name :	RODRIGUEZ, ROLANDO,	Statement From	20050101
Inst :	SOUZA-BARANOWSKI CORRECTIONAL	To	20050613
Block :	K2		
Cell/Bed :	57 /A		

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
20050309 23:09	PY - Payroll	4260420		SBCC	~20050220 To 20050226	\$7.50	\$0.00	\$0.00	\$0.00
20050311 22:30	CN - Canteen	4269598		SBCC	~Canteen Date : 20050311	\$0.00	\$46.64	\$0.00	\$0.00
20050315 16:52	IS - Interest	4280372		SBCC		\$0.03	\$0.00	\$0.00	\$0.00
20050316 23:11	PY - Payroll	4307857		SBCC	~20050227 To 20050305	\$7.50	\$0.00	\$0.00	\$0.00
20050318 22:30	CN - Canteen	4316213		SBCC	~Canteen Date : 20050318	\$0.00	\$34.14	\$0.00	\$0.00
20050323 23:08	PY - Payroll	4339660		SBCC	~20050306 To 20050312	\$7.50	\$0.00	\$0.00	\$0.00
20050325 22:30	CN - Canteen	4348803		SBCC	~Canteen Date : 20050325	\$0.00	\$8.37	\$0.00	\$0.00
20050330 23:09	PY - Payroll	4370606		SBCC	~20050313 To 20050319	\$7.50	\$0.00	\$0.00	\$0.00
20050401 22:30	CN - Canteen	4380527		SBCC	~Canteen Date : 20050401	\$0.00	\$7.49	\$0.00	\$0.00
20050406 23:08	PY - Payroll	4408221		SBCC	~20050320 To 20050326	\$7.50	\$0.00	\$0.00	\$0.00
20050408 16:47	IS - Interest	4420359		SBCC		\$0.05	\$0.00	\$0.00	\$0.00
20050408 22:30	CN - Canteen	4434353		SBCC	~Canteen Date : 20050408	\$0.00	\$1.80	\$0.00	\$0.00
20050412 09:12	ML - Mail	4442403		SBCC	~EMIELINA TORRES	\$100.00	\$0.00	\$0.00	\$0.00
20050412 09:12	MA - Maintenance and Administration	4442405		SBCC	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050413 23:07	PY - Payroll	4459072		SBCC	~20050327 To 20050402	\$7.50	\$0.00	\$0.00	\$0.00
20050415 10:21	IC - Transfer from Inmate to Club A/c	4466653		SBCC	~POSTAGE/PROPERTY~POSTAGE - Z11~POSTAGE - Z11	\$0.00	\$3.95	\$0.00	\$0.00
20050415 22:30	CN - Canteen	4468691		SBCC	~Canteen Date : 20050415	\$0.00	\$43.94	\$0.00	\$0.00
20050419 11:24	EX - External Disbursement	4474370	25627	SBCC	~BILL-NEYDA NEVAREZ	\$0.00	\$20.00	\$0.00	\$0.00
20050422 22:30	CN - Canteen	4498568		SBCC	~Canteen Date : 20050422	\$0.00	\$44.09	\$0.00	\$0.00
20050427 23:10	PY - Payroll	4520228		SBCC	~20050410 To 20050416	\$7.50	\$0.00	\$0.00	\$0.00
20050429 22:30	CN - Canteen	4529380		SBCC	~Canteen Date : 20050429	\$0.00	\$7.83	\$0.00	\$0.00
20050502 10:12	ML - Mail	4532799		SBCC	~HIRAM MORALES	\$15.00	\$0.00	\$0.00	\$0.00
20050502 10:12	ML - Mail	4532811		SBCC	~DELIRIS SIERRA	\$55.00	\$0.00	\$0.00	\$0.00
20050502 10:12	MA - Maintenance and Administration	4532801		SBCC	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050502 16:03	IC - Transfer from Inmate to Club A/c	4535699		SBCC	~haircut 4/4-4/8~HAIRCUT REVENUE - Z3~HAIRCUT REVENUE - Z3	\$0.00	\$1.50	\$0.00	\$0.00
20050503 11:22	EX - External Disbursement	4540556	25870	SBCC	~BOOK~EDWARD R. HAMILTON	\$0.00	\$9.45	\$0.00	\$0.00
20050503 11:22	EX - External Disbursement	4540557	25869	SBCC	~BOOK~WALDEN	\$0.00	\$26.55	\$0.00	\$0.00
20050503 16:33	IC - Transfer from Inmate to Club A/c	4541485		SBCC	~mother's day photos~PHOTO - Z13~PHOTO - Z13	\$0.00	\$4.50	\$0.00	\$0.00
20050504 23:17	PY - Payroll	4556394		SBCC	~20050417 To 20050423	\$7.50	\$0.00	\$0.00	\$0.00
20050506 22:30	CN - Canteen	4568391		SBCC	~Canteen Date : 20050506	\$0.00	\$33.00	\$0.00	\$0.00

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF CORRECTION
Inmate Transaction Report**

Date : 20050613 14:13

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Commit# : W65630

SOUZA-BARANOWSKI CORRECTIONAL

Name : RODRIGUEZ, ROLANDO,

Statement From 20050101

Inst : SOUZA-BARANOWSKI CORRECTIONAL

To 20050613

Block : K2

Cell/Bed : 57 /A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
20050510 12:05	CI - Transfer from Club to Inmate A/c	4578093		SBCC	-photo refund-W65630 RODRIGUEZ,ROLANDO PERSONAL-PHOTO - Z13	\$4.50	\$0.00	\$0.00	\$0.00
20050511 16:47	IS - Interest	4586811		SBCC		\$0.08	\$0.00	\$0.00	\$0.00
20050511 23:10	PY - Payroll	4608763		SBCC	-20050424 To 20050430	\$7.50	\$0.00	\$0.00	\$0.00
20050513 22:30	CN - Canteen	4619293		SBCC	-Canteen Date : 20050513	\$0.00	\$9.01	\$0.00	\$0.00
20050516 13:17	ML - Mail	4622752		SBCC	-EDWARD HAMILTON REFUND	\$2.00	\$0.00	\$0.00	\$0.00
20050518 23:14	PY - Payroll	4642382		SBCC	-20050501 To 20050507	\$7.50	\$0.00	\$0.00	\$0.00
20050520 22:30	CN - Canteen	4651644		SBCC	-Canteen Date : 20050520	\$0.00	\$11.87	\$0.00	\$0.00
20050525 23:15	PY - Payroll	4674076		SBCC	-20050508 To 20050514	\$7.50	\$0.00	\$0.00	\$0.00
20050525 23:15	PY - Payroll	4674372		SBCC	-20050508 To 20050514-Corrected Payroll 20050403	\$7.50	\$0.00	\$0.00	\$0.00
20050526 22:30	CN - Canteen	4678972		SBCC	-Canteen Date : 20050526	\$0.00	\$9.28	\$0.00	\$0.00
20050601 23:08	PY - Payroll	4704278		SBCC	-20050515 To 20050521	\$7.50	\$0.00	\$0.00	\$0.00
20050603 22:30	CN - Canteen	4715648		SBCC	-Canteen Date : 20050603	\$0.00	\$14.92	\$0.00	\$0.00
20050608 23:10	PY - Payroll	4742647		SBCC	-20050522 To 20050528	\$7.50	\$0.00	\$0.00	\$0.00
20050609 16:49	IS - Interest	4748711		SBCC		\$0.04	\$0.00	\$0.00	\$0.00
20050610 22:30	CN - Canteen	4768893		SBCC	-Canteen Date : 20050610	\$0.00	\$3.72	\$0.00	\$0.00
						\$445.40	\$740.33	\$0.00	\$0.00

Balance as of ending date : **Personal** **Savings**
\$4.33 **\$0.00**

Current Balances :

Personal	Savings	Freeze	Loan	Restitution	Sentence
\$4.33	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00